

5-30-06

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Express Mail No. EV784674670US

Attorney Docket No. 337348046US



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**PROCESSING FEE  
Under 37 CFR 1.17(i)  
TRANSMITTAL**

(Fees are subject to annual revision)

**Send completed form to:**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	10/606,202-Conf. #4373
Filing Date	June 24, 2003
First Named Inventor	Andrew D. Firlik
Art Unit	3762
Examiner Name	R. D. Bradford
Attorney Docket Number	337348046US

Enclosed is a paper filed under 37 CFR 1.48(a) that requires a processing fee (37 CFR 1.17(i)).

Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned paper and faxed or mailed to the Office using the appropriate Mail Stop, if applicable. For transmittal of petition fees under 37 CFR 1.17(f), (g) or (h), see form PTO/SB/17p.

**Payment of Fees** (small entity amounts are NOT available for the processing fees)

- ☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 50-0665 :  
☐ processing fee under 37 CFR 1.17(i) ☒ any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

- ☒ Check in the amount of \$ 130.00 is enclosed.

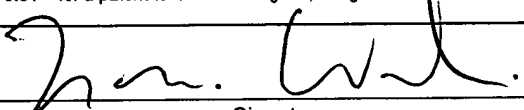
- ☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

**Processing Fees under 37 CFR 1.17(l): Fee \$130**

**Fee Code 1808 for all,  
Except for §1.221 papers (Fee Code 1803)**

For papers filed under:

- § 1.28(c)(3) – for processing a non-itemized fee deficiency based on an error in small entity status.
- § 1.41 – for supplying the name or names of the inventor or inventors after the filing date without an oath or declaration as prescribed by § 1.63, except in provisional applications.
- § 1.48 – for correcting inventorship, except in provisional applications.
- § 1.52(d) – for processing a nonprovisional application filed with a specification in a language other than English.
- § 1.53(b)(3) – to convert a provisional application filed under § 1.53(c) into a nonprovisional application under § 1.53(b).
- § 1.55 – for entry of late priority papers.
- § 1.71(g)(2) – to enter an amendment to the specification for purposes of 35 U.S.C. 103(c)(2) if not filed within the cited time periods
- § 1.99(e) – for processing a belated submission under § 1.99.
- § 1.103(b) – for requesting limited suspension of action, continued prosecution application (§ 1.53(d)).
- § 1.103(c) – for requesting limited suspension of action, request for continued examination (§ 1.114).
- § 1.103(d) – for requesting deferred examination of an application.
- § 1.217 – for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.
- § 1.221 – for requesting voluntary publication or republication of an application. **Fee Code 1803**
- § 1.291(c)(5) – for processing a second or subsequent protest by the same real party in interest.
- § 1.497(d) – for filing an oath or declaration pursuant to 35 U.S.C. 371(c)(4) naming an inventive entity different from the inventive entity set forth in the international stage.
- § 3.81 – for a patent to issue to assignee, assignment submitted after payment of the issue fee.

  
 Signature

May 25, 2006

Date

John M. Wechkin

42,216

Typed or printed name

Registration No., if applicable



(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Letters Patent of:  
Firlik et al.

Application No.: 10/606,202

Filed: June 24, 2003

For: METHODS AND APPARATUS FOR  
EFFECTUATING A LASTING CHANGE IN A  
NEURAL-FUNCTION OF A PATIENT

**REQUEST FOR CORRECTION OF INVENTORSHIP IN A  
NON-PROVISIONAL APPLICATION UNDER 37 C.F.R. 1.48(a)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This request under 37 C.F.R. § 1.48(a) is being made to add the name of Katrina S. Firlik as an inventor of the invention that is now being claimed in the above identified application. The correct inventorship should be Andrew D. Firlik, Jeffrey Balzer, Alan J. Levy, Bradford Evan Gliner and Katrina S. Firlik.

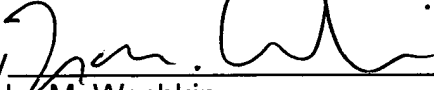
A Statement under 37 C.F.R. § 1.48(a)(2) from Katrina S. Firlik in which she declares that the error created by failing to include her as an inventor occurred without any deceptive intent on her part is enclosed. Also enclosed is a declaration by the actual named inventors as required by 37 C.F.R. § 1.63, and the written consent of the assignee as required by 37 C.F.R. § 1.48(a)(5).

Enclosed is a check covering the requisite fee of \$130.00 under C.F.R. § 1.17(i).

The director is hereby authorized to credit any overpayment or charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 50-0665, under Order No. 337348046US from which the undersigned is authorized to draw.

Dated: May 25, 2006

Respectfully submitted,

By 

John M. Wechkin

Registration No.: 42,216

PERKINS COIE LLP

P.O. Box 1247

Seattle, Washington 98111-1247

(206) 359-8000

(206) 359-9000 (Fax)

Attorney for Applicant

Enclosures:

Postcard

Request for Correction of Inventorship

Statement by Katrina S. Firlik

Declaration

Consent of Assignee

Check in the Amount of \$130.00



(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Firlik et al.

Application No.: 10/606,202

Confirmation No.: 4373

Filed: June 24, 2003

Art Unit: 3762

For: METHODS AND APPARATUS FOR  
EFFECTUATING A LASTING CHANGE IN A  
NEURAL-FUNCTION OF A PATIENT

**CONSENT OF ASSIGNEE FOR CORRECTION OF INVENTORSHIP IN A  
NON-PROVISIONAL APPLICATION UNDER 37 C.F.R. § 1.48(a)(5)  
AND 37 C.F.R. § 3.73(b)**

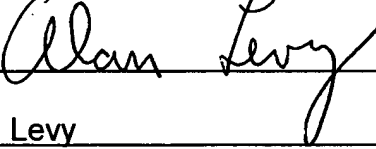
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, the undersigned, acting on behalf of the Assignee of the entire right, title and interest in the above-identified application, by virtue of Assignment executed by Andrew D. Firlik, Jeffrey Balzer, Alan J. Levy and Bradford Evan Gliner, recorded on December 17, 2003 at reel/frame 014798/0598, hereby state that the Assignee consents to the change in inventorship in U.S. Application No. 10/606,202 to include Katrina S. Firlik.

In accordance with 37 C.F.R. § 3.73(b), I hereby certify that I am empowered to act on behalf of the Assignee. To the best of my knowledge and belief, title is in the Assignee, as evidenced by the Assignment noted above.

I further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, USC § 1001 and that such willful false statements may jeopardize the validity of this application or any patent resulting therefrom.

ASSIGNEE: Northstar Neuroscience, Inc.  
Signature:   
Typed Name: Alan J. Levy  
Title: President and CEO  
Date: May 5, 2006  
Address: 2401 Fourth Ave, Suite 300 Seattle, WA 98121



Express Mail No. EV784674670US

Attorney Docket No. 337348046US

(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Firlik et al.

Application No.: 10/606,202

Confirmation No.: 4373

Filed: June 24, 2003

Art Unit: 3762

For: METHODS AND APPARATUS FOR  
EFFECTUATING A LASTING CHANGE IN A  
NEURAL-FUNCTION OF A PATIENT

**STATEMENT UNDER 37 C.F.R. § 1.48(a)(2) OF KATRINA S. FIRLIK IN SUPPORT OF  
REQUEST FOR CORRECTION OF INVENTORSHIP IN A NON-PROVISIONAL  
APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

As required by 37 C.F.R. § 1.48(a)(2), I, Katrina S. Firlik, hereby state that the error created by failing to include me as an inventor of subject matter claimed in the above identified application occurred without any deceptive intent on my part.

May 1, 2006  
Date

Katrina S. Firlik  
Katrina S. Firlik



Express Mail No. EV784674670US

Attorney Docket No. 337348046US

Declaration for Patent Application English Language Declaration		Attorney Docket No.	337348046US
		First Named Inventor	Andrew D. Firlík
COMPLETE IF KNOWN:			
<input type="checkbox"/> Submitted with initial filing	<input type="checkbox"/> Submitted after initial filing (surcharge required 37 CFR 1.16(e))	Application No.	10/606,202-Conf. #4373
		Filing Date	June 24, 2003
		Art Unit	3762
		Examiner	R. D. Bradford

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHODS AND APPARATUS FOR EFFECTUATING A LASTING CHANGE IN A NEURAL-FUNCTION OF A PATIENT**

the specification of which

☐ is attached hereto  
OR  
☒ was filed on 06/24/2003  
as United States Application No. or PCT International Application No. 10/606,202  
and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application.

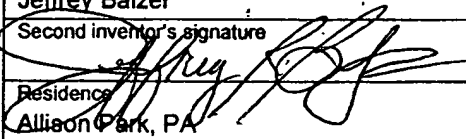
I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign applications(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's right certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)			Priority Not Claimed	Certified Copy Attached	
				YES	NO
_____ (Number)	_____ (Country)	_____ (Filing Date)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Filing Date)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Filing Date)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional prior foreign applications are listed on a supplemental data sheet attached hereto.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor <b>Andrew D. Firlik</b>	
Sole or first inventor's signature	Date
Residence <b>New Canaan, Connecticut</b>	
Citizenship <b>US</b>	
Mailing Address  <b>161 Bowery Road New Canaan, Connecticut 06840</b>	

Full name of fourth inventor, if any <b>Jeffrey Balzer</b>	
Second inventor's signature 	Date <b>05-16-06</b>
Residence <b>Allison Park, PA</b>	
Citizenship <b>US</b>	
Mailing Address  <b>8176 Post Road Allison Park, Pennsylvania 15101</b>	

Full name of second inventor <b>Alan J. Levy</b>	
Third inventor's signature	Date
Residence <b>Bellevue, Washington</b>	
Citizenship <b>US</b>	
Mailing Address  <b>5435 154th Ave SE Bellevue, Washington 98006</b>	



Full name of third inventor

Bradford Evan Gliner

Fourth inventor's signature

Date

Residence

Sammamish, Washington

Citizenship US

Mailing Address

4368 230th Way SE  
Sammamish, Washington 98075

Full name of fourth inventor, if any

Katrina S. Firlik

Fifth inventor's signature

Date

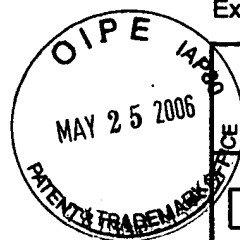
Residence

New Canaan, Connecticut

Citizenship US

Mailing Address

161 Bowery Road  
New Canaan, Connecticut 06840


**Declaration for Patent Application  
English Language Declaration**

Attorney Docket No.	337348046US
First Named Inventor	Andrew D. Firlik
<b>COMPLETE IF KNOWN:</b>	
Application No.	10/606,202-Conf. #4373
Filing Date	June 24, 2003
Art Unit	3762
Examiner	R. D. Bradford

☐ Submitted with initial filing

☐ Submitted after initial filing (surcharge required 37 CFR 1.16(e))

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHODS AND APPARATUS FOR EFFECTUATING A LASTING CHANGE IN A NEURAL-FUNCTION OF A PATIENT**

the specification of which

☐ is attached hereto  
OR

☒ was filed on 06/24/2003  
as United States Application No. or PCT International Application No. 10/606,202  
and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's right certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

**Prior Foreign Application(s)**

			Priority Not Claimed	Certified Copy Attached	
				YES	NO
_____ (Number)	_____ (Country)	_____ (Filing Date)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Filing Date)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Full name of sole or first inventor <b>Andrew D. Firlik</b>	
Sole or first inventor's signature	Date
Residence <b>New Canaan, Connecticut</b>	
Citizenship <b>US</b>	
Mailing Address  <b>161 Bowery Road New Canaan, Connecticut 06840</b>	

Full name of fourth inventor, if any <b>Jeffrey Balzer</b>	
Second inventor's signature	Date
Residence <b>Allison Park, PA</b>	
Citizenship <b>US</b>	
Mailing Address  <b>8176 Post Road Allison Park, Pennsylvania 15101</b>	

Full name of second inventor <b>Alan J. Levy</b>	
Third inventor's signature <i>Alan Levy</i>	Date <b>5/15/06</b>
Residence <b>Bellevue, Washington</b>	
Citizenship <b>US</b>	
Mailing Address  <b>5435 154th Ave SE Bellevue, Washington 98006</b>	

Full name of third inventor <b>Bradford Evan Gliner</b>	
Fourth inventor's signature <i>Bradford Evan Gliner</i>	Date <b>5/15/06</b>
Residence <b>Sammamish, Washington</b>	
Citizenship <b>US</b>	
Mailing Address  <b>4368 230th Way SE Sammamish, Washington 98075</b>	

Full name of fourth inventor, if any <b>Katrina S. Firlík</b>	
Fifth inventor's signature	Date
Residence <b>New Canaan, Connecticut</b>	
Citizenship <b>US</b>	
Mailing Address  <b>161 Bowery Road New Canaan, Connecticut 06840</b>	



Express Mail No. EV784674670US

Attorney Docket No. 337348046US

Declaration for Patent Application English Language Declaration		Attorney Docket No.	337348046US
		First Named Inventor	Andrew D. Firlík
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		Filing Date	June 24, 2003
		Art Unit	3762
		Examiner	R. D. Bradford

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				YES	NO
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Full name of sole or first inventor Andrew D. Firluk	
Sole or first inventor's signature <i>Andrew Firluk</i>	Date May 1, 2006
Residence New Canaan, Connecticut	
Citizenship US	
Mailing Address  161 Bowery Road New Canaan, Connecticut 06840	

Full name of fourth inventor, if any Jeffrey Balzer	
Second inventor's signature	Date
Residence Allison Park, PA	
Citizenship US	
Mailing Address  8176 Post Road Allison Park, Pennsylvania 15101	

Full name of second inventor Alan J. Levy	
Third inventor's signature	Date
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Citizenship US	
Mailing Address  5435 154th Ave SE Bellevue, Washington 98006	

Full name of third inventor <b>Bradford Evan Gliner</b>	
Fourth inventor's signature	Date
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Attorney Docket No. 337348046US

Declaration for Patent Application English Language Declaration		Attorney Docket No.	337348046US
		First Named Inventor	Andrew D. Firlirk
COMPLETE IF KNOWN:			
<input type="checkbox"/> Submitted with initial filing	<input type="checkbox"/> Submitted after initial filing (surcharge required 37 CFR 1.16(e))	Application No.	10/606,202-Conf. #4373
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_____ (Number)	_____ (Country)	_____ (Filing Date)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Full name of sole or first inventor <b>Andrew D. Firlik</b>	
Sole or first inventor's signature	Date
Residence <b>New Canaan, Connecticut</b>	
Citizenship <b>US</b>	
Mailing Address  <b>161 Bowery Road New Canaan, Connecticut 06840</b>	

Full name of fourth inventor, if any <b>Jeffrey Balzer</b>	
Second inventor's signature	Date
Residence <b>Allison Park, PA</b>	
Citizenship <b>US</b>	
Mailing Address  <b>8176 Post Road Allison Park, Pennsylvania 15101</b>	

Full name of second inventor <b>Alan J. Levy</b>	
Third inventor's signature	Date
Residence <b>Bellevue, Washington</b>	
Citizenship <b>US</b>	
Mailing Address  <b>5435 154th Ave SE Bellevue, Washington 98006</b>	

Full name of third inventor Bradford Evan Gliner	
Fourth inventor's signature	Date
Residence Sammamish, Washington	
Citizenship US	
Mailing Address  4368 230th Way SE Sammamish, Washington 98075	

Full name of fourth inventor, if any Katrina S. Firlik	
Fifth inventor's signature <i>Katrina S. Firlik</i>	Date <i>May 1, 2006</i>
Residence New Canaan, Connecticut	
Citizenship US	
Mailing Address  161 Bowery Road New Canaan, Connecticut 06840	